

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services - Registration & Stamps Department - Disciplinary action initiated against Sri Y.Prakasam, while working as Sub Registrar, Kurupam, Vizianagaram District on the allegations of tampering of public records and falsification of books, etc., - Inquiry - Charge held proved - Punishment of compulsory retirement from service - Imposed - Charged Officer placed under suspension - Regularization of suspension period as not on duty and to treat as the eligible leave and with Extra Ordinary Leave - Orders - Issued.

REVENUE (VIGILNACE-II) DEPARTMENT

G.O.Rt.No.1058

Dated:03-08-2018

- 1.Proceedings No.E1/2788/02,dt.28-11-2002 of DIG,R&S,Visakhapatnam.
- 2.Lr.No.RE1/2003, dated 19-02-2004 of the District Registrar, (MV & Audit), Visakhapatnam.
- 3.Proceedings No.E1/2788/02,dt.25-08-2005 of DIG,R&S, Visakhapatnam.
- 4.Appeal dated 12-09-2005 of Sri Y.Prakasam, former Sub Registrar.
- 5.Proceedings No.X1/28870/2001, dt.21-06-2006 of D&IG, R&S, VJY.
- 6.Govt.Memo No.47906/Vig.VI(1)/2009-1, dated 19-12-2009.
- 7.G.O.Ms.No.307, Finance (F.R-II) Dept., dated 03-12-2012.
- 8.From the DIG, R&S, Vizianagaram, Lr.No.E1/764/2010, dt.10-07-2017 received from the D&IG, R&S, Vijayawada, vide Lr.No.X1/10196/2006, dated 07-09-2017.

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ORDER :

In the reference 1st cited, the Deputy Inspector General, Registration & Stamps, Vizianagaram, has initiated disciplinary action against Sri Y.Prakasam, the then Sub Registrar, Kurupam, Vizianagaram District on the allegations of tampering of public records and falsification of books, etc., and after conducting regular inquiry into the matter vide reference 2nd read above has imposed the penalty of Compulsory Retirement from service against the Charged Officer vide reference 3rd read above and relieved him from the duties w.e.f., 31-08-2005. Subsequently, the Director & Inspector General, Registration & Stamps, Andhra Pradesh, Vijayawada vide reference 5th read above, has rejected the appeal filed by the individual. The Government vide reference 6th read above have also rejected the 2nd appeal filed by the Charged Officer. Further the Hon`ble Andhra Pradesh Administrative Tribunal vide its order dated 31-12-2012 has dismissed the OA No.4994 of 2010 filed by the Charged Officer in the this regard.

2. Whereas the Deputy Inspector General, Registration & Stamps, Vizianagaram vide reference 8th read above among other things has informed that in the above disciplinary proceedings, Sri Y.Prakasam, former Sub Registrar (under punishment of compulsory retirement) has been placed under suspension w.e.f, 29-11-2002 and while continuing under suspension, he was discharged from his duties w.e.f., 31-08-2005 by imposing the punishment of Compulsory Retirement from service. He further submitted that the Charged Officer has submitted representation on 27-03-2017 to treat the suspension period from 29-11-2002 to till the date of his compulsory retirement, i.e., upto 31-08-2005 as extra-ordinary leave. The Deputy Inspector General, Registration & Stamps, Vizianagaram has further stated that while the Charged Officer was under suspension, the disciplinary proceedings initiated against him were concluded by imposing the penalty of 'Compulsory Retirement' from service, hence it is justified to treat the suspension period as "Not on Duty". Further stated that Government vide G.O.Ms.No.307, Finance (FR.II) Department, dated 03-12-2012 have issued orders amending

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FR-54 (5), FR-54-B(7) & FR 26 (b) (ii) to the effect that the leave granted on Extra Ordinary Leave under the said clause, after exhaustion of the other admissible leaves may be counted for the purpose of Notional Increments and pension. He has finally requested the Government to treat the suspension period as “Not on Duty” and to regularise the period from 29-11-2002 to 31-08-2005 with the eligible leave and with Extra Ordinary Leave and to count the same for the purpose of notional increments and pension.

3. The Government after examining the proposal received vide reference 8th read above observed that in the above disciplinary proceedings, Sri Y.Prakasam, former Sub Registrar (under punishment of Compulsory Retirement from service) has been placed under suspension on 29-11-2002 and while continuing under suspension, the punishment of compulsory retirement has been imposed against him by the Deputy Inspector General, Registration & Stamps, Vizianagaram and discharged him from his duties on 31-08-2005. The Charged Officer has spent 1007 days under suspension. He is having 220 days of Earned Leave and 102 days of Half Pay Leave at his credit (i.e., 322 days). The remaining period may be treated as Extra Ordinary Leave. Further as per orders issued vide reference 7th read above the Extraordinary Leave Granted after exhaustion of all available leave may be counted for the purpose of notional increments and pension as per the amendment made to F.R. 54 (5) and F.R. 54 (B) (7) & F.R.26 (b) (ii).

4. Whereas the Government after careful examination of the matter observe that the suspension of Sri Y.Prakasam, former Sub Registrar (under punishment of Compulsory Retirement from service) is justified, therefore decided and hereby order to treat the suspension period of the above individual from 29-11-2002 to 31-08-2005 as “Not on Duty”. Further it is also decided and hereby order to regularise the above suspension period by converting the period from 29-11-2002 to 06-07-2003 (i.e., for 220 days) as Earned Leave and from 07-07-2003 to 16-10-2003 (i.e., for 102 days) as Half Pay Leave and in respect of the remaining period from 17-10-2003 to 31-08-2005 (i.e, for 685 days) is regularized as Extra Ordinary Leave which is countable for notional increments and pension in terms of orders issued in the reference 7th read above.

5. The Director & Inspector General, Registration & Stamps, Vijayawada shall take necessary action accordingly.

6. This order issue with the concurrence of the Finance (FR) Department vide U.O.No.33021/544/HR.IV/2017, dated 31-05-2018 (Computer No.299436).

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To

The Director & Inspector General, Registration & Stamps, Andhra Pradesh,
Eedupugallu, Vijayawada.

The Deputy Inspector General, Registration & Stamps, Vizianagaram.

Copy to

The Accountant General, Andhra Pradesh, Hyderabad.

The Finance (HR.IV) Department.

The Director of Treasuries & Accounts, Andhra Pradesh, Vijayawada.

The District Treasury Officer, Vizianagaram.

The Sub Treasury Officer, Vizianagaram.

Sf / Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER